

Town Board Minutes

**Meeting
No. 39**

Regular Meeting

December 15, 1997

MEETINGS TO DATE 39
NO. OF REGULARS 24
NO. OF SPECIALS 15

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LANCASTER, NEW YORK
DECEMBER 15, 1997

A Regular Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at Lancaster, New York on the 15th day of December 1997 at 8:00 P.M. and there were

PRESENT: DONALD KWAK, COUNCIL MEMBER
JOHN MILLER, COUNCIL MEMBER
MARK MONTOUR, COUNCIL MEMBER
DONNA STEMPIAK, COUNCIL MEMBER
ROBERT GIZA, SUPERVISOR

ABSENT: NONE

ALSO PRESENT: ROBERT THILL, TOWN CLERK
ROBERT LABENSKI, TOWN ENGINEER
RICHARD SHERWOOD, TOWN ATTORNEY
ROBERT LANEY, BUILDING INSPECTOR
THOMAS FOWLER, CHIEF OF POLICE
JOHANNA COLEMAN, RECEIVER OF TAXES
CHRISTINE FUSCO, ASSESSOR

EXECUTIVE SESSION:

UPON MOTION DULY MADE, SECONDED AND UNANIMOUSLY CARRIED, the Town Board voted at 9:55 P.M. to deliberate in Executive Session for the announced purpose of discussing a personnel matter.

At 10:45 P.M., the Town Board reconvened with all members present. The Town Clerk reported that no official actions were taken by the Town Board in Executive Session.

PERSONS ADDRESSING TOWN BOARD:

Brett, James, 659 Harris Hill Road, spoke to the Town Board on the following matter:

- LVAC response times.

Frank, Mary Ann, 5176 Genesee Street, spoke to the Town Board on the following matter:

- Present status of water line on Genesee Street.

Hammer, Fred, 240 Ransom Road, spoke to the Town Board on the following matters:

- Property gift of land from Bella Vista to the Town of Lancaster as a buffer area on the east property line of the Flix Theaters.
- Library enhancement and regional libraries.

Mann, Edward, 30 Lombardy Street, spoke to the Town Board on the following matter:

- Requested that the public be allowed one hour at each Town Board Meeting to address the Town Board.

Schneggenburger, Roy, 87 Stony Road, spoke to the Town Board on the following matters:

- Spoke on prefiled resolution number 20.
- Spoke on the authority of the Building Inspector to authorize dumping.
- Expressed disappointment with the FOIL services rendered by the Town Clerk.

Tyler Dan, 26 Tyler Street, spoke to the Town Board on the following matter:

- LVAC response times.

Symer, Donald, 610 Columbia Avenue, spoke to the Town Board on the following matter:

- Commented on the fuel tank replacement project for Sewer District 2 pump station.

Whipkey, Sharon, 17 Brewster Street, spoke to the Town Board on the following matters:

- LVAC response time.
- An alleged law suit by her against the Town of Lancaster.

PRESENTATION OF PREFILED RESOLUTIONS BY COUNCIL MEMBERS:

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER KWAK, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCIL
MEMBER STEMPNIAK TO WIT:

RESOLVED, that the minutes from the Regular Meeting of the Town Board
held on December 1, 1997 be and hereby is approved.

The question of the adoption of the foregoing resolution was duly put to a vote
on roll call which resulted as follows:

COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER MILLER	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

December 15, 1997

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER MILLER, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCIL
MEMBER KWAK , TO WIT:

WHEREAS, the Supervisor of the Town of Lancaster has requested that a
Special Meeting of the Town Board be held on Monday, December 29, 1997 at 4:00 P.M., at the
Town Hall of the Town of Lancaster, for the purpose of conducting year end business,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby sets a
Special Meeting of the Town Board of the Town of Lancaster on Monday, December 29, 1997,
at 4:00 P.M., at the Town Hall of the Town of Lancaster, for the purpose of authorizing the
payment of claims and conducting any other business that may lawfully come before a regular
meeting of the Town Board.

The question of the adoption of the following resolution was duly put to a vote
on roll call which resulted as follows:

COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER MILLER	VOTED YES
COUNCIL MEMBER MONTGOMERY	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

December 15, 1997

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA, WHO MOVED ITS
ADOPTION, SECONDED BY COUNCIL MEMBER
MILLER, TO WIT:

WHEREAS, it is necessary to make various transfers within the 1997 budget
accounts of the Town of Lancaster at the close of Town business on December 31, 1997.

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor of the Town of Lancaster be and hereby is
authorized and directed to make such transfers to all over-expended accounts from available
funds in the 1997 Budget, including unappropriated fund balances, upon the close of Town
business on December 31, 1997.

The question of the foregoing resolution was duly put to a vote on roll call which
resulted as follows:

COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER MILLER	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

December 15, 1997

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER MILLER, WHO MOVED
ITS ADOPTION, SECONDED BY
COUNCIL MEMBER KWAK, TO WIT:

WHEREAS, the Chief of Police of the Town of Lancaster has requested the
Town Board to advertise for bids to furnish New 1998 Police Patrol Vehicles, for use by the
Police Department, and

WHEREAS, the Public Safety Committee of the Town Board has approved such
request;

NOW, THEREFORE, BE IT

RESOLVED, that Notice to Bidders and/or Automobile Dealers, in form
attached hereto and made a part hereof, be published in the Lancaster Bee and posted according
to Law, that the Town will receive bids up to 10:00 o'clock A.M. Local Time, on January 9,
1998, at the Town Hall, 21 Central Avenue, Lancaster, New York, for the furnishing of New
1998 Police Patrol Vehicles for use by the Police Department of the Town of Lancaster, in
accordance with specifications on file in the office of the Town Clerk.

The question of the adoption of the foregoing resolution was duly put to a vote
on roll call, which resulted as follows:

COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER MILLER	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

December 15, 1997

File: rpolbds.1

**LEGAL NOTICE
TOWN OF LANCASTER
NOTICE TO BIDDERS
AND/OR
AUTOMOBILE DEALERS**

NOTICE IS HEREBY GIVEN that sealed bids and/or proposals will be received by the Town Clerk of the Town of Lancaster, Erie County, New York, at the Town Hall, 21 Central Avenue, Lancaster, New York, up to 10:00 A.M., Local Time, on the 9th day of January, 1998, for furnishing to the Police Department of the Town of Lancaster, New York, New 1998 Police Patrol Vehicles for use by the Police Department of the Town of Lancaster, in accordance with specifications on file in the Town Clerk's Office, 21 Central Avenue, Lancaster, New York.

A certified check or bid bond in the amount of One Thousand Dollars (\$1,000.00), payable to the Supervisor of the Town of Lancaster, and a Non-Collusive Bidding Certificate must accompany each bid.

The Town reserves the right to reject any or all bids and to waive any informalities.

**TOWN BOARD OF THE
TOWN OF LANCASTER**

**BY: ROBERT P. THILL
Town Clerk**

December 15, 1997

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA , WHO MOVED
ITS ADOPTION, SECONDED BY
COUNCIL MEMBER MILLER , TO WIT:

WHEREAS, the Town of Lancaster is desirous of locating two (2) election district polling places at Townview Apartments, located at 50 Grambo Drive, Lancaster, New York, and

WHEREAS, the Town has previously entered into an Agreement with Lancaster Housing Development Fund Company, Inc. (LHDFC), for this purpose, which Agreement expires according to its terms on December 31, 1997, and

WHEREAS, the Town Board deems it in the public interest to renew the beforementioned Agreement:

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and is hereby authorized to execute on behalf of the Town of Lancaster, a Polling Place Agreement with the Lancaster Housing Development Fund Company, Inc., 1195 Main Street, Buffalo, New York, 14209-2196, a copy of which is on file in the Town Clerk's Office.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER MILLER	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

December 15, 1997

File: rpolple

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER KWAK , WHO MOVED
ITS ADOPTION. SECONDED BY
COUNCIL MEMBER MONTOUR , TO WIT:

WHEREAS, it is the desire of the Town of Lancaster to renew the Agreement heretofore entered into by the Town of Lancaster and the Depew-Lancaster Boys' and Girls' Club, Inc., for the operation of a Junior Citizens Club at the Lancaster Branch of the said Boys' and Girls' Club, Inc., which expires according to its terms on December 31, 1997, and

WHEREAS, the said Depew-Lancaster Boys' and Girls' Club, Inc., has submitted and filed its 1998 Budget for the operation of said Junior Citizens Club;

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and is hereby authorized and directed to execute said Agreements on behalf of the Town of Lancaster, which have been drawn and approved by the Town Attorney.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER MILLER	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	ABSTAINED (N.B. -1)

N.B.-1 Supervisor Giza abstained from a vote on this resolution due to the fact that he is on leave from his position as Executive Director of the Depew-Lancaster Boys' and Girls' Club, Inc.

December 15, 1996

File: rboysell

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER KWAK , WHO MOVED
ITS ADOPTION. SECONDED BY
COUNCIL MEMBER STEMPIAK , TO WIT:

WHEREAS, it is the desire of the Town of Lancaster to renew the Agreement heretofore entered into by the Town of Lancaster and the Depew-Lancaster Boys' and Girls' Club, Inc., for the operation of a Junior Citizens Club at the Depew Branch of the said Boys' and Girls' Club, Inc., which expires according to its terms on December 31, 1997, and

WHEREAS, the said Depew-Lancaster Boys' and Girls' Club, Inc., has submitted and filed its 1998 Budget for the operation of said Junior Citizens Club;

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and is hereby authorized and directed to execute said Agreements on behalf of the Town of Lancaster, which have been drawn and approved by the Town Attorney.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER MILLER	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	ABSTAINED (N.B. -1)

N.B.-1 Supervisor Giza abstained from a vote on this resolution due to the fact that he is on leave from his position as Executive Director of the Depew-Lancaster Boys' and Girls' Club, Inc.

December 15, 1997

File: rboysell

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER STEMPNIAK, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER MONTOUR, TO WIT:

WHEREAS, the Municipal Home Rule Law of the State of New York and Chapter 26 of the Code of the Town of Lancaster provide for the adoption and enactment of local laws, and

WHEREAS, proposed Local Law No. 2 of the Year 1997, entitled: "Veterans' Disability Compensation As It Relates to Real Property Tax Law §467 (3)", and designated as Chapter 40, Taxation, Article III, of the Code of the Town of Lancaster, was introduced to the Town Board of the Town of Lancaster on November 17, 1997, and

WHEREAS, a Public Hearing was duly called and held pursuant to law on December 1, 1997:

NOW, THEREFORE, BE IT

ENACTED, by the Town Board of the Town of Lancaster, Local Law No. 2 of the Year 1997, entitled, "Veterans' Disability Compensation As It Relates to Real Property Tax Law §467 (3)", and designated as Chapter 40, Taxation, Article III of the Code of the Town of Lancaster, County of Erie and State of New York, which reads as follows:

TAXATION

**CHAPTER 40
ARTICLE III
VETERANS' DISABILITY COMPENSATION
LOCAL LAW NO. 2
Of the Year
1997**

A LOCAL LAW TO AMEND THE CODE OF THE TOWN OF LANCASTER BY ENACTING ARTICLE III, VETERAN'S DISABILITY COMPENSATION AS IT RELATES TO REAL PROPERTY TAX LAW §467 (3), WHICH ARTICLE EXCLUDES THE VETERANS' DISABILITY COMPENSATION RECEIVED FOR THE DETERMINATION OF REAL PROPERTY TAX EXEMPTION FOR SENIOR CITIZENS, AND SHALL BE ENTITLED, "VETERAN'S DISABILITY COMPENSATION", AND DESIGNATED AS ARTICLE III OF CHAPTER 40 TAXATION. OF THE CODE OF THE TOWN OF LANCASTER, COUNTY OF ERIE, NEW YORK.

BE IT ENACTED, by the Town Board of the Town of Lancaster, as follows:

**ARTICLE III - VETERANS' DISABILITY COMPENSATION
As it Relates to Real Property Tax Law §467 (3)**

- §40-13. Purpose**
- §40-14. Exclusion of Veterans' Disability Compensation**
- §40-15. Effective Date**

§40-13 Purpose.

To afford qualifying eligible veterans to have excluded disability compensation received from the calculation of his (her) income for the determination of the real property tax exemptions for senior citizens.

§40-14. Exclusion of Veterans' Disability Compensation.

The Town of Lancaster shall exclude veterans' disability compensation for those senior citizens applying for a senior exemption. The said veterans' disability compensation to be excluded from the income calculation made by the Town in reaching a determination of eligibility for a senior exemption.

§40-15. Effective date.

This Local Law shall take effect January 1, 1998.

§40-15. Effective date.

This Local Law shall take effect January 1, 1998.

December 15, 1997

STATE OF NEW YORK :
COUNTY OF ERIE : ss:
TOWN OF LANCASTER :

THIS IS TO CERTIFY, that I, **ROBERT P. THILL**, Town Clerk of the Town of Lancaster in said County of Erie, have compared the foregoing copy of **LOCAL LAW NO. 2 OF THE YEAR 1997**, with the original thereof filed in my office at Lancaster, New York, on the 15th day of December, 1997, and that the same is a true and correct copy of said Original, and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Town this 16th day of December, 1997.

Robert P. Thill
Town Clerk

and

BE IT FURTHER

RESOLVED, that the Town Clerk of the Town of Lancaster shall:

1. Immediately post a copy of Local Law No. 2 of the Year 1997 on the Town Bulletin Board;
2. Within ten (10) days, publish a certified copy of the Local Law abstract thereof describing the same in general terms in the Lancaster Bee, declared the official newspaper for this publication;
3. Maintain a file in the Town Clerk's Office on Local Law No. 2 of the Year 1997, with all proofs of publication and posting required for adoption, and
4. File certified copies of Local Law No. 2 of the Year 1997 within twenty (20) days of adoption with:
 - A) Town Clerk's Office
 - B) One (1) copy with the Office of Secretary of State

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER MILLER	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

December 15, 1997

File: ralclw.d97

**LEGAL NOTICE
NOTICE OF ADOPTION
TOWN OF LANCASTER**

PLEASE TAKE NOTICE that there has been adopted by the Town Board of the Town of Lancaster, Erie County, New York, on December 15, 1997, Local Law No. 2 of the Year 1997, entitled: "Veterans' Disability Compensation As It Relates to Real Property Tax Law §467 (3)" and designated as Chapter 40, Taxation, Article III, of the Code of the Town of Lancaster, briefly described as follows:

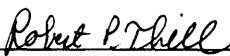
"A Local Law to amend the Code of the Town of Lancaster by Enacting Article III, Veterans' Disability Compensation as it relates to Real Property Tax Law §467 (3), which Article excludes the Veterans' Disability Compensation received for the determination of real property tax exemption for senior citizens."

December 15, 1997

**STATE OF NEW YORK :
COUNTY OF ERIE : ss:
TOWN OF LANCASTER :**

THIS IS TO CERTIFY THAT I, **ROBERT P. THILL**, Town Clerk of the Town of Lancaster in said County of Erie, have compared the foregoing copy of a **Legal Notice of Adoption of Local Law No. 2 of the Year 1997**, with the original thereof filed in my office at Lancaster, New York, on the 15th day of December, 1997, and that the same is a true and correct copy of said Original, and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Town this 15th day of December, 1997.



Town Clerk

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER STEMPNIAK, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER MONTOUR, TO WIT:

WHEREAS, the Municipal Home Rule Law of the State of New York and Chapter 26 of the Code of the Town of Lancaster provide for the adoption and enactment of local laws, and

WHEREAS, proposed Local Law No. 3 of the Year 1997, entitled: "Condominium Conversion", and designated as Chapter 10 of the Code of the Town of Lancaster, was introduced to the Town Board of the Town of Lancaster on the 17th day of November, 1997, and

WHEREAS, a Public Hearing was duly called and held pursuant to Law on December 1, 1997;

NOW, THEREFORE, BE IT

ENACTED by the Town Board of the Town of Lancaster, Local Law No. 3 of the Year 1997, entitled: "Condominium Conversion", and designated as Chapter 10 of the Code of the Town of Lancaster, County of Erie and State of New York, which reads as follows:

CONDOMINIUM CONVERSION

CHAPTER 10

CONDOMINIUM CONVERSION

LOCAL LAW NO. 3

**Of the Year
1997**

A LOCAL LAW TO AMEND THE CODE OF THE TOWN OF LANCASTER BY ENACTING A LOCAL LAW ENTITLED, "CONDOMINIUM CONVERSION" AND DESIGNATED AS CHAPTER 10 OF THE CODE OF THE TOWN OF LANCASTER, WHICH LAW EXCLUDES CONVERTED CONDOMINIUM UNITS FROM ASSESSMENT UNDER §339-y (b) OF THE REAL PROPERTY LAW AND §581 (1) (a) OF THE REAL PROPERTY TAX LAW, SO AS TO RETAIN AN EQUITABLE DISTRIBUTION OF THE REAL PROPERTY TAX ASSESSMENTS.

BE IT ENACTED, by the Town Board of the Town of Lancaster, as follows:

CONDOMINIUM CONVERSION

§10-1. Purpose.

§10-2. Definition.

**§10-3. Unit exclusion from provisions of §581 (1) (a)
Real Property Tax Law.**

**§10-4. Unit exclusion from provisions of §339-y(1)(b)
Real Property Law.**

10-5. Effective date.

§10-1. Purpose.

To exclude converted condominium units from assessment under §339-y(b) of the Real Property Law and §581(1) (a) of the Real Property Tax Law, so as to retain an equitable distribution of the real property tax assessment.

§10-2. Definition.

Converted Condominium - a dwelling unit held in condominium form of ownership that has previously been on an assessment roll as a dwelling unit in other than condominium form of ownership, and has not been previously subject to the provisions of Paragraph 339-y Real Property Law (1)(b).

§10-3. Unit exclusion from provisions of §581 (1) (a) Real Property Tax Law.

Any converted condominium unit as defined herein shall be excluded from the provisions of §581 (1) (a) of the Real Property Tax Law with respect to the assessment of such converted condominium as condominiums.

§10-4. Unit exclusion from provisions of §339-y (1)(b) Of the Real Property Law.

Any converted condominium unit as defined herein shall be excluded from the provisions of §339-y (1)(b) of the Real Property Law in setting the assessment of such converted condominium as condominiums.

§10-5. Effective date.

This Local Law shall take effect immediately and apply to assessment rolls prepared on the basis of taxable status date occurring on or after such effective date.

and

BE IT FURTHER

RESOLVED, that the Town Clerk of the Town of Lancaster shall:

1. Immediately post a copy of Local Law No. 3 of the Year 1997 on the Town Bulletin Board;
2. Within ten (10) days publish a certified copy of the Local Law abstract thereof describing the same in general terms in the Lancaster Bee, declared the official newspaper for this publication;
3. Maintain a file in the Town Clerk's Office on Local Law No. 3 of the Year 1997, with all proofs of publication and posting required for adoption, and
4. File certified copies of Local Law No. 3 of the Year 1997 within twenty (20) days of adoption with:
 - A. Town Clerk's Office
 - B. One (1) copy with the Office of Secretary State

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER MILLER	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

December 15, 1997

**LEGAL NOTICE
NOTICE OF ADOPTION
TOWN OF LANCASTER**

PLEASE TAKE NOTICE that there has been adopted by the Town Board of the Town of Lancaster, Erie County, New York, on December 15, 1997, Local Law No. 3 of the Year 1997, entitled: "Condominium Conversion", designated as Chapter 10 of the Code of the Town of Lancaster, briefly described as follows:

"This Local Law excludes converted condominium units from assessment under §339-y (b) of the Real Property Law and §581 (1)(a) of the Real Property Tax Law, so as to retain an equitable distribution of the real property tax assessments."

December 15, 1997

**STATE OF NEW YORK :
COUNTY OF ERIE : ss:
TOWN OF LANCASTER :**

THIS IS TO CERTIFY, that I, **ROBERT P. THILL**, Town Clerk of the Town of Lancaster in said County of Erie, have compared the foregoing copy of a **LEGAL NOTICE OF ADOPTION OF LOCAL LAW NO. 3 OF THE YEAR 1997**, with the original thereof filed in my office at Lancaster, New York, on the 15th day of December, 1997, and that the same is a true and correct copy of said Original, and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Seal of said Town this 15th day of December 1997.



Town Clerk

(SEAL)

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER STEMPNIAK, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER MONTOUR, TO WIT:

WHEREAS, the Town of Lancaster has previously approved the plan for a single-family home subdivision known as Center Brook Subdivision on property located on the west side of Steinfeldt Road, north of Broadway, said plan prepared by Nussbaumer & Clarke, Engineers, and

WHEREAS, the subdivision map cover must be filed in the Erie County Clerk's Office within sixty (60) days of Town approval, and

WHEREAS, the linen map covers were not submitted within the sixty (60) day period:

NOW, THEREFORE, BE IT

RESOLVED, as follows:

1. That the Town Board of the Town of Lancaster hereby re-approves the Subdivision entitled "Center Brook Subdivision" as filed by Josela Enterprises, Inc., subject to all terms and conditions as set forth in the resolution dated May 19, 1997;

2. That the Town Clerk of the Town of Lancaster be and is hereby directed to properly endorse the approval of the Town Board of the Town of Lancaster on the linen copy thereof and to attend to the filing of said subdivision map in the Erie Clerk's Office.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER MILLER	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

December 15, 1997

File: rrapctbk

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER MILLER, WHO MOVED
ITS ADOPTION, SECONDED BY
COUNCIL MEMBER KWAK, TO WIT:

WHEREAS, the Town Board has previously duly advertised for bids for the replacement of a fuel storage tank at the Iroquois Pump Station, and

WHEREAS, bids were received, opened and reviewed on October 16, 1997, and

WHEREAS, by letter dated October 29, 1997, the Town Engineer has recommended award of the Contract to Kimmins Construction Corporation, 51 Botsford Place, Buffalo, New York, in the amount of \$27,000.00, said bid being the lowest responsible bid for said project:

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby awards the Contract for the replacement of a fuel storage tank at Iroquois Pump Station, to Kimmins Construction Corporation, 51 Botsford Place, Buffalo, New York 14216, in the amount of \$27,000.00, being the lowest responsible bidder in conformance with the specifications on file in the office of the Town Clerk.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER MILLER	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

December 15, 1997

File: rawtank

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER MONTOUR, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER STEMPNIAK, TO WIT:

WHEREAS, the State of New York passed the Local Government Records Management Improvement Fund Act (Chapter 78, Laws of 1989) which established a special fund that sustains a program of grants-in-aid to local governments for individual and cooperative programs to improve management of their records, and

WHEREAS, the Town Clerk as Records Management Officer (RMO) has prepared a grant-in-aid application to the New York State Education Department, State Archives and Records Administration, for the microfilming of birth, death, marriage and minute book records of the Town of Lancaster and the purchase of a microfilm reader printer,

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and is hereby authorized to submit an application to the New York State Education Department, State Archives and Records Administration, Local Government Records Management Improvement Fund, requesting a grant for the microfilming of birth, death, marriage and minute book records of the Town of Lancaster and the purchase of a microfilm reader printer.

The question of the adoption of the following resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER MILLER	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

December 15, 1997

FILE: Rgrant

THE FOLLOWING RESOLUTION WAS OFFERED
 BY SUPERVISOR GIZA, WHO MOVED ITS
 ADOPTION, SECONDED BY COUNCIL
 MEMBER KWAK, TO WIT:

WHEREAS, the Highway Department will in the near future be receiving a used vehicle from the Police Department for its trade-in value of \$7,500, and

WHEREAS, funds for the vehicle purchase are available from a combination of unexpended funds in certain Highway Department budget line items requiring a transfer of said funds and from unanticipated revenues from the recent auctioning of some used Highway Department equipment requiring a budget amendment so that they can be used for the vehicle purchase,

NOW, THEREFORE,

BE IT RESOLVED that the following line item transfers be and are hereby approved in the 1997 adopted budget of the Town of Lancaster:

Highway Fund - Town Outside Villages	<u>Decrease</u>	<u>Increase</u>
DB5130.210 Machinery - Other Equipment	\$400	\$
DB5110.225 General Repairs - Miscellaneous Equipment	2,000	
DB5110.220 General Repairs - Passenger Vehicles		2,400
Part Town Highway Fund Totals:	\$2,400	\$2,400

and,

BE IT FURTHER

RESOLVED, that the following budget amendment be and hereby is approved in the 1997 adopted budget of the Town of Lancaster:

Highway Fund - Town Outside Villages:	<u>Decrease</u>	<u>Increase</u>
<u>General Ledger Accounts:</u>		
DB510 Estimated Revenues	5,100
DB960 Budgetary Appropriations	5,100
<u>Subsidiary Ledger Accounts - Revenues:</u>		
DB2650 Sale of Scrap and Excess Material	5,100
<u>Subsidiary Ledger Accounts - Appropriations:</u>		
DB5110.220 General Repairs - Passenger Vehicles	5,100

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER MILLER	VOTED YES
COUNCIL MEMBER MONTGOMERY	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

December 15, 1997

File: racetrack (P3)

THE FOLLOWING RESOLUTION WAS OFFERED
 BY SUPERVISOR GIZA, WHO MOVED ITS
 ADOPTION, SECONDED BY COUNCIL
 MEMBER MILLER, TO WIT:

WHEREAS, upon reviewing the budgetary accounts of the Town of Lancaster, the Supervisor has determined the need for various adjustments to the 1997 Adopted Budget of the Town of Lancaster.

NOW, THEREFORE, BE IT

RESOLVED, that the following line item transfers be and are hereby approved in the 1997 adopted budget of the Town of Lancaster:

Special Districts - Fire Protection District Fund:	<u>Decrease</u>	<u>Increase</u>
SF3410.411 Fire Protection - Other	\$ 9,000	\$
SF3410.481 Fire Protection - Hydrant Rentals	_____	<u>9,000</u>
Special Districts Fire Totals:	\$ 9,000	\$ 9,000

and.

BE IT FURTHER

RESOLVED that the following budget amendment be and hereby is approved in the 1997 adopted budget of the Town of Lancaster:

Special Districts - Fire Protection District Fund:	<u>Decrease</u>	<u>Increase</u>
<u>General Ledger Accounts:</u>		
SF599 Appropriated Fund Balance	40,000
SF960 Budgetary Appropriations	40,000
<u>Subsidiary Ledger Accounts - Appropriations:</u>		
SF3410.482 Fire Protection - Workers Comp Insurance		40,000

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER MILLER	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

December 15, 1997

File: racetran (P4)

THE FOLLOWING RESOLUTION WAS OFFERED BY
BY SUPERVISOR GIZA, WHO MOVED ITS
ADOPTION. SECONDED BY COUNCIL MEMBER
KWAK, TO WIT:

WHEREAS, the Dog Control Officer of the Town of Lancaster, by letter dated December 1, 1997, has informed the Town Board of the need for an Assistant Dog Control Officer in order to provide maximum coverage, and

WHEREAS, by same letter, the Dog Control Officer has recommended the appointment of David Horn, 44 Brady Avenue, Lancaster, New York 14086 to the aforementioned position of Assistant Dog Control Officer, and

WHEREAS, it is in the public interest to hire an additional Assistant Dog Control Officer to ensure uninterrupted service by the Dog Control Officer, all of which recommendations are set forth in the letter from the Dog Control Officer dated December 1, 1997,

NOW, THEREFORE, BE IT

RESOLVED, that **DAVID HORN**, 44 Brady Avenue, Lancaster, New York 14086, be and is hereby appointed to the position of Assistant Dog Control Officer, retroactive to December 1, 1997, and

BE IT FURTHER

RESOLVED, that the salary for this position is \$10.82 per hour which is 75% of the gross salary, as set forth in the 1997 Schedule of Salaries.

The question of the adoption of the following resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER MILLER	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

December 15, 1997

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER MONTOUR , WHO
MOVED ITS ADOPTION. SECONDED BY
COUNCIL MEMBER STEMPNIAK , TO WIT:

WHEREAS, the Niagara Frontier Transportation Committee (NFTC) is conducting a feasibility study for the preservation of a transportation corridor running in a north/south direction in the Town of Lancaster and that study is part of the NFTC's Planning Work Program being equally funded by a Community Development Block Grant (CDBG) Program and federal highway funds in a total cost of \$50,000, and

WHEREAS, the purpose of the NFTC study is to identify the need for improved transportation facilities to serve the Town of Lancaster and to identify and define feasible land corridors to be preserved to accommodate future highway facilities, and

WHEREAS, the Town Board, after due review and consideration, has determined that it is necessary to request that the NFTC study produce a plan which narrowly defines the preservation, feasibility and construction of a north/south transportation corridor in the Town of Lancaster. It is necessary that the study accurately define the cost of a new corridor in comparison with the cost of widening existing roadways in the Town of Lancaster to establish a north/south corridor together with the advantages and disadvantages of each such proposal. The NFTC study must also compare previous proposals made in the past with the new alternatives proposed by the NFTC study.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby authorizes that this resolution be directed to the Niagara Frontier Transportation Committee, Attention: Robert Miller, and to the County of Erie Department of Environment and Planning, Attention: Spencer P. Schofield.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER MILLER	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

December 15, 1997

THE FOLLOWING RESOLUTION WAS OFFERED
COUNCIL MEMBER KWAK, WHO MOVED ITS
ITS ADOPTION, SECONDED BY COUNCIL
MEMBER MONTOUR, TO WIT:

WHEREAS, Pocket Change and Games Inc., 301 Ruthar Drive, Newark, Delaware 19711, has applied for a license to operate and maintain a Game Room on premises of the Regal 16 Cinemas at 6707 Transit Road, within the Town of Lancaster, pursuant to Chapter 17 of the Code of the Town of Lancaster, and

WHEREAS, the application was referred to the Building Inspector and Chief of Police for review and recommendation, and

WHEREAS, the Building Inspector and Chief of Police have completed their review and made a formal, favorable recommendation to the Town Board on the issuance of this license,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk be and is hereby authorized to issue a license to Pocket Change and Games, Inc. to operate and maintain a Game Room on premises of the Regal 16 Cinemas at 6707 Transit Road, Lancaster, New York, and

BE IT FURTHER

RESOLVED, that said license shall be issued for the **one (1) year** period of **December 15, 1997 to December 15, 1998** in accordance with the application of the petitioner, as filed in the Town Clerk's Office, accompanied with a license fee of \$960.00 for ten (10) amusement devices.

The question of the adoption of the following resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER MILLER	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

December 15, 1997

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA, WHO MOVED ITS
ADOPTION, SECONDED BY COUNCIL MEMBER
KWAK TO WIT:

WHEREAS, Judith Kane, a Court Clerk in the Town Justice Department, by letter received December 11, 1997, has requested permission to carry over her 49 hours vacation time accrued which she cannot take by her anniversary date of January 1, 1998 due to reasons cited in her letter, and

WHEREAS, the Town of Lancaster White Collar Unit of Local 815, by letter dated December 12, 1997, has indicated a willingness to concur and give their approval with the stipulation that this will be a non-precedented setting to the granting of this request.

NOW, THEREFORE, BE IT

RESOLVED, that Judith Kane, a Court Clerk in the Town Justice Department, shall be permitted to carry over her 49 hours 1997 vacation time to her 1998 year of service with the Town of Lancaster.

The question of the adoption of the following resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER MILLER	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

December 15, 1997

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA. WHO MOVED ITS
ADOPTION , SECONDED BY COUNCIL
MEMBER MONTOUR TO WIT:

RESOLVED, that the following Audited Claims be and are hereby ordered paid
from their respective accounts:

Claim No. 17255 to Claim No. 17539 Inclusive

Total amount hereby authorized to be paid: **\$1,062,139.87**

The question of the foregoing resolution was duly put to a vote on roll call
which resulted as follows:

COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER MILLER	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

December 15, 1997

File: RCLAIMS

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER KWAK, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCIL
MEMBER MILLER TO WIT:

RESOLVED that the following Building Permit Applications be and are hereby approved and the issuance of these Building Permits be and are hereby authorized:

CODES:

(SW) = Sidewalks as required by Chapter 12-1B. of the Code of the Town Lancaster are waived for this permit.

(CSW) = Conditional sidewalk waiver.

NEW PERMITS:

4662	Ronald Kreavy	183 Schwartz Rd	Ex. Sin. Dwlg
4663	Transit Rural Cemetery	5169 Genesee St	Er. Fence
4664	Donato Developers Inc	9 Cobblestone Ct	Er. Sin. Dwlg
4665	Donato Developers Inc	4 Cobblestone Ct	Er. Sin. Dwlg
4666	Fred Polimeni	5 Wendtworth Ct	Er. Sin. Dwlg
4667	Forbes Homes Inc	2 Devonshire Ln	Er. Sin. Dwlg
4668	Ryan Homes	4 Queen's Way	Er. Sin. Dwlg
4669	United Silicone	4471 Walden Ave	Ex. Mfg. Bldg
4670	Basil Chevrolet	5111 Transit Rd	Er. Port. Sign
4671	Forbes Homes Inc	24 Hillside Pkwy	Er. Sin. Dwlg
4672	Forbes Homes Inc	29 Stream View Ln	Er. Sin. Dwlg
4673	Sunrise Bldrs Inc	24 <i>Michael Anthony Ln</i> Michael's Wlk	Er. Sin. Dwlg
4674	Clinton Signs Inc	6705 Transit Rd	Er. Sign
4675	Mandon Bldg Systems Inc	84 Gunnville Rd	Er. Fence
4676	Skarbowski Construction	306 Enchanted Fst N	Er. Sin. Dwlg
4677	Regent Contracting GRD	4845 Transit Rd	Rem. Office Bldg
4678	Wilcox Brothers Signs	6707 Transit Rd	Er. Sign
4679	Atlantic Garages	1124 Town Line Rd	Er. Garage
4680	Marrano/Marc Equity	11 Butler Dr	Er. Sin. Dwlg

and.

BE IT FURTHER

RESOLVED, that the Building Permit Applications herein coded (SW) for sidewalk waiver be and are hereby approved with a waiver of the Town Ordinance requirement for sidewalks, and

BE IT FURTHER

RESOLVED, that the Building Permit Applications herein coded (CSW) for conditional sidewalk waiver be and are hereby approved with a waiver of the Town Ordinance required for sidewalks, however, the waiver is granted upon the expressed condition that the Town of Lancaster, at any future date, reserves the right to order sidewalk installation at the expense of the property owner.

The question of the adoption of the following resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER MILLER	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

December 15, 1997

File:Rbldg2

Council Member Miller requested a suspension of the necessary rule for immediate consideration of the following resolution:

SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER MILLER, WHO MOVED
ITS ADOPTION. SECONDED BY COUNCIL
MEMBER KWAK, TO WIT:

WHEREAS, Bowmansville Volunteer Fire Association, Inc., has requested
placement of a new fire hydrant within the Main Street right-of-way in front of the fire hall, and

WHEREAS, the Erie County Water Authority has approved installation of this
hydrant upon the condition that the Town Board of the Town of Lancaster agree to pay the
annual maintenance fee on this hydrant, and

WHEREAS, the Town Board has given due consideration to the request and
deems it in the public interest to cause the installation of this hydrant;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby agrees to
pay the Erie County Water Authority the annual hydrant maintenance fee on the new hydrant
installed in the Main Street right-of-way in front of the Bowmansville Fire Hall, said payment to
be made with the maintenance fees paid on other hydrants.

The question of the adoption of the foregoing resolution was duly put to a vote
on roll call, which resulted as follows:

COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER MILLER	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

December 15, 1997

File: rbvfdhyd

COMMUNICATIONS:

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802. Erie County Water Quality Committee -
Invitation to participate on Committee. DISPOSITION = Received and Filed
803. Town Clerk to Supervisor -
Monthly report for November 1997. DISPOSITION = Received and Filed
804. Disaster Coordinator to Town Board -
Minutes from meeting held 11/20/97. DISPOSITION = Received and Filed
805. Police Chief to James Brett -
Request data used addressing Town Board members at meeting held 12/01/97 re: response times of the LVAC to emergency calls. DISPOSITION = Received and Filed
806. Health Care Plan to Supervisor -
1998 benefits update. DISPOSITION = Received and Filed
807. Krehbiel Associates to Supervisor -
Prospectus of engineering services. DISPOSITION = Received and Filed
808. LIDA Consultant to LIDA Chairman -
1997 LIDA report. DISPOSITION = Received and Filed
809. Joseph Cipolla to Various Officials -
Invitation to attend tentative presentation and review of proposed community development projects for 12/5/97 at Depew Village Hall. DISPOSITION = Received and Filed
810. NYSDEC to Supervisor -
Comments re: application for state assistance payments toward the cost of Dam safety and Flood Control Projects. DISPOSITION = Town Engineer
811. DCO to Town Board -
Notification of two DCO assistants not requesting re-appointment and request that new DCO be appointed retroactive to 12/01/97 to provided maximum coverage. DISPOSITION = Supervisor
812. Regal Cinemas to Supervisor -
Comments re: opening of theater with invitation to attend ribbon cutting ceremony on 12/10/97. DISPOSITION = Received and Filed
813. Police Chief to Supervisor -
Notification of support of "one way" ordinance for Transit Blvd. and notification of opposition to removal of berm. DISPOSITION = Received and Filed
814. Council Member Montour to Greater Buffalo Partnership -
Request copies of results of survey made concerning "Get Real" Project. DISPOSITION = Received and Filed
815. Erie County Governments to Officials -
Invitation to attend holiday gathering on 12/18/97 in Hamburg. DISPOSITION = Received and Filed
816. Bee Group Newspapers to Town Board -
Request designation as official newspaper. DISPOSITION = Town Clerk
817. Erie County Health Department to Erie County Water Authority -
Transmittal of Approval of Completed Works re: Transit Rd. (Broadway to French). DISPOSITION = Town Engineer
818. Michael Wehner to Supervisor -
Letter of resignation from position of Dog Control Officer effective 12/31/97. DISPOSITION = Received and Filed
819. Bella Vista Group to Dan Grabowski, Pres. Eastwood Village Assoc. -
Comments re: Flix Theater parking lot lighting, off site glare, with request for proposal of plan re: this dilemma. DISPOSITION = Received and Filed
820. Council Member Montour to Wendel Engineering -
Request time table to rectify various defects with construction and maintenance of the Youth Bureau building. DISPOSITION = Received and Filed

- Page 829
821. The LA Group to Supervisor -
Comments re: OMNIPOINT Communications, Inc. proposed wireless communication network on the NYS Thruway corridor. DISPOSITION = Received and Filed
822. Assembly Standing Committee on Housing Assembly, Assembly Standing Committee on Economic Development, Job Creation, Commerce and Industry to Supervisor -
Notice of public hearing to be held 12/098/97 in Albany re: State's proposal to takeover the administration of the Federal Small cities CD Block Grant program. DISPOSITION = Received and Filed
823. Erie County Health Department to Erie County Water Authority -
Transmittal of Approval of Completed Works re: Lancaster Industrial Commerce Center. DISPOSITION = Town Engineer
824. FEMA to Supervisor -
Follow-up to letter requesting response re: map update needs. DISPOSITION = Town Engineer
825. State Comptroller to Supervisor -
Comments and concerns re: impact of new millennium on existing operations. DISPOSITION = Received and Filed
826. Bella Vista Group, Inc. to Flix Superplex -
Request assistance in dealing with parking lot problem at Flix theater site adjacent to Eastwood Village. DISPOSITION = Received and Filed
827. Blue Cross & Blue Shield and Community Blue to Supervisor -
Notice of rate changes effective 1/1/98. DISPOSITION = Received and Filed
828. Planning Board to Town Board -
Minutes from meeting held 12/3/97. DISPOSITION = Received and Filed
829. Planning Board to Town Board -
Recommend approval of Lancaster Storage site plan for premises located on Transit Rd., north of Genesee St. DISPOSITION = Received and Filed
830. Town Clerk to Town Board -
Due to concerns of possible pilferage, misfiling & document damage no public copying of records with personal copy machines will be permitted. DISPOSITION = Received and Filed
831. Receiver of Taxes to Town Board -
Transmittal of school summaries for five school districts and final report of 1997-98 school tax collection. DISPOSITION = Received and Filed
832. Ernest H. Getzoni to Town Board -
Request re-appointment as member to Zoning Board of Appeals. DISPOSITION = Received and Filed
833. Judith Kane to Town Board -
Request carry over of 49 hours 1997 vacation time to 1998. DISPOSITION = Received and Filed
834. Anne Kovacic to Council Member Stempniak -
Petition opposing proposed rezone of property situate at 5172 William St. DISPOSITION = Planning Committee
835. Erie County Health Department to Erie County Water Authority -
Transmittal of Approval of Plans re: water line extension - Centerbrook Subdivision. DISPOSITION = Town Engineer
836. Insurance Services Office, Inc. to Supervisor -
Comments and transmittal of data re: fire insurance classification for Twin District FPD. DISPOSITION = Received and Filed
837. Erie County Dept. of Health to Josela Enterprises.
Transmittal of Certificate of Approval of Realty Subdivision Plans for Centerbrook Subdivision. DISPOSITION = Planning Committee
838. County Legislator Marinelli to Supervisor -
Transmittal of new Erie County Employee Assistance Program (EAP). DISPOSITION = Received and Filed

839. Asst. Building Inspector to Building Inspector -
Response to Certificate of Occupancy matter issued for 8 Clermont Ct. DISPOSITION =
Received and Filed
840. Cost Control Associates to Supervisor -
Status report on the utility and telephone bill audits. DISPOSITION = Received and Filed
841. Edwin Schifferle and Rita Kuberka to Town Engineer -
Letter of confirmation re: meeting on 11/12/97 with comments. DISPOSITION = Town
Engineer
842. Hilda/Richard Braun, 5311 Broadway, to NYSDOT -
Comments and concerns re: opposition to widening of Broadway. DISPOSITION = Received
and Filed
843. Julianne/Steve Smith, 5605 Broadway to Supervisor -
Expression of opposition to widening of Broadway. DISPOSITION = Received and Filed
844. Village of Sloan Mayor to Governor -
Request intervention re: NYSEG and Niagara Mohawk alleged undermining of attempts to
municipalize gas and electric. DISPOSITION = Received and Filed
845. Buffalo News Everybody's Column -
Article entitled "Not Everyone's Opposed to Development" re: Flix Superplex Movie Theater.
DISPOSITION = Received and Filed
846. Supervisor's Office to Grantmakers Advantage, Inc. -
Transmittal of documents pertaining to Municipal Recycling Grants Program (MRGP).
DISPOSITION = Received and Filed
847. Am-Pol Eagle -
Article dated 12/4/97 concerning Town Supervisors of Lancaster and Cheektowaga, and
Mayor of Village of Depew meeting monthly to consolidate efforts to save taxpayers' money.
DISPOSITION = Received and Filed
848. President CSEA White Collar Union to Supervisor and Town Board -
Request for carry-over on vacation time - Judy Kane. DISPOSITION = Received and Filed
849. Council Member Montour to Wendel Engineering -
Comments re: construction problems which exist with the Lancaster Youth Bureau.
DISPOSITION = Received and Filed
850. Police Chief to Town Clerk -
Recommendation of additions and changes to annual resolution extending benefits to captains
and police chief. DISPOSITION = Received and Filed

Supervisor Giza requested a suspension of the necessary rule for immediate consideration of the
following communication.

SUSPENSION GRANTED.

851. LIDA to Town Clerk -
Transmittal of the 1998 Budget of the Lancaster Industrial Development Agency for posting
and public inspection. DISPOSITION = Received and Filed

ADJOURNMENT:

ON MOTION OF COUNCIL MEMBER MILLER AND SECONDED BY THE ENTIRE
TOWN BOARD AND CARRIED, the meeting was adjourned at 10:50 P.M.

Signed

Robert P. Thill

Robert P. Thill, Town Clerk